# THE WEEKLY PORTAGE SENTINEL.

HART & SOMERVILLE, PROPRIETORS.

THE UNION-IT MUST BE PRESERVED.

OFFICE IN PHOINIX BLOOK, THIRD STORY.

#### NEW SERIES .--- VOL. 3, NO. 41.

## RAVENNA, THURSDAY, MAY 21, 1857.

#### WHOLE NUMBER 619

## Moctical.

#### Affinity. BY MARY POPTER.

"Number thy lamps of love, and tell me now, How many cannt thou re-light at the stars, And blush not at the burning?"

He neble in your friendships; Gather a chosen fow Around the spirit's chancel, Where drops the heavenly dew; Let them be rich in wisdom-Let them be great and true, . With a strong and holy purpose, Who take of the feast with you.

Be guarded in your friendships, For the love you bear to those, Who like a living chaplet, Link not a mere pretender To the jewelled chain you hold, Nor stain your spirit's tablet

A peerless gom united To the coronal you wear, Feducts its blended graces And stamps new boanty there; Outshines the purer rays, And o'er your proud tiura An ouvious mockery plays.

He reverent in your friendships; Approach with holy care Each husbed and guarded temple. And the mysteries shrined there; And never a word angentle-Never a thought unkind, For the beloved and loving-The beautifut soul affined!

Be royal in your friendships; Around the laner immortal. To drink of the beavenly down For out of the ashes of earth-loves Springs the Phanix divine-Which round the storaul entwine,

#### A Laborer's Birth-day Song.

Thus far through the world have I battled my way, Of its shades and its sunshines my share I have seen And if dark clouds have hover'd above me to day, The sweet face of to-morrow has should more serous Though but homely my face, and though humble my

I have comforts when many another has nones And what's dearer to me than proud titles of fame, I've a smile from my Mary when labor is done.

In the morning of life I had friends by the score, Some beloved ones are dead, some are far far away Some in allonce pass by me, because I am poor, Asters that of one they a abraced yesterday;

All I ask of kind heaven is that blessing-good health,

And when Time, the great leveller, taps at my door, And I know that my days are fast waning away, Fond memory will dwell or herbright smile of yore, That first kindled my love, and that cheers me to day, Then, though feeble and old, we will cling heart to hear, Till we rest side by side in our last narrow home; And we'll pray while awaiting the signal to part, That again we may meet where no sorrow will come

# Miscellancons.

#### The Marriage Contract.

A cuse of breach of promise of marriage has recently been tried at Richester, in which the following is given as the substance of the Judge's charge to the Jury:

The Judge charged that it is not necessary to maintain the existence of a promise of Go buck! go buck!" marriage to prove that defendant in express words or torms made a promise to plaintiff.-Any circumstances which usually accompany parties while holding the relation of an engagement of m criage, might properly be laid before a Jury, and if you warrant the opinion that such an engagement existed, it was all the law required. It is not necessary that there should be a promise in direct phraseology-no formal promise is required. the society of others-seeking to be spart by the meelves-expressions of attachmentpresents going together to places of amusement-walks and occasional remarks in the resence of others, are circumstances usualrelied upon to prove that a marriage engagement exists, and if such are strong enough to produce conviction upon the mind, they are all that is necessary to answer the

### Departure for Europe.

The New York Evening Post ennounces that its editor, Mr. Bryant, has sailed for Europe in the ship William Tell, accompanied by his wife and youngest daughter. The ed in waking her, and then her limbs seem period of his absence is not determined upbroken spirited and in disgust. Over persuaded by those with whom he assciated, he forecok the party with which he had been so identified, to link himself to Black Republicanism; and when it was too late, discovered himself hand in hand with those political and independent spirit rebelled against concealing, as his honesty forbade his approving the reckless schemes of plunder and usurpation into which the Black Republican leadere plunged upon their first success; and des pits the blandishments or threats of his new scorn. So says the Albany

Leather is a great preventive of colds ow, and go young physician as he passes a well shod | Oh, there were anxious hearts in Deacon

#### BY ELLEN LOUP E CHANDLES.

There were three of us-Kate, Annetts, some imaginary object, and say, "P'ease, and myself-and we were going into the sister Kate, isn't Rose most big enough?" ed to have caught the general inspiration, to the kind physician bending over her. to spend the half-holiday with our school- tering drops on the good man's cheek's. mate, Kate Harrington. Deacon Harring-

ries in the geography of every child in Rye- were upon her brow. field. I used to look at Deacon Harrington's old brown house, even in those early days, when I had not a well-defined idea of artistic taste in my curly head. I know now, that it combined, to an eminent degree, the elements of the picturesque. The low roof, me for sitting down in the meadows to watch which sloped backward nearly to the ground was grey with moss. Ivy crept about the there!" windows, and over the rustic porch had twined climbing roses, along with heavy clusters give you anything, if you are only sorry; but of trumpet creeper.

There was a rude seat in the door-way leave mother, does she?" made of the little boughs of the white birch. twisted together in fantastic fashion, and was asleep, mother; a beautiful lady, with a half holiday with Kate Harrington.

"I wish I were you, Kate," exclaimed Annetta, after we had spent half the long in heaven, and I'll grow up big, Katy, so summer afternoon chasing butterflies, and can play with you up there!" arranging a vegetable baby house, with hol- There were tears, sighs, a funeral, and wish I were you, and then I should be hap- flower was "big enough for heaven!" py all day long, with nothing to trouble

"You could, could you!" and Kute's cheek flushed, as she put away from them her heavy bands of black hair-"you think so, and that's all you know about it. I have a thouute, so she won't tease to go with us!"

We were just halfway acoss the meadow when we heard a sweet voice crying: "Please, sister Kate: Rose wants to go

how beautiful was the little creature coming man! towards us. She was very unlike her sister Kate. Kate was a brundte, but the little white robed figure tripping across the mea- acd residing here! dow, had a pule spiritual face, and long curls of golden hair falling to her tiny waist, There was a flush on her check and a look of eager, beseeching interest in her large. blue eyes; and she stricked her dimpled arms towards us, and kept crying in her

"Please, girls, wait for Rose."

A look of vexation crossed Kate's face, and she called out in a tone of extreme irrita-

"Go back, Rose; you're too little to come!

Kate always had a way of being minded, and the little one put her fingers to her eyes, and silently turned toward the house. We hurried on in the direction of the woods, without giving a single glance backward .-I think Kate's conscience reproached her pleasure was spoiled for the afternoon. We Reflect before you answer. found plenty of strawberries red and ripe, among their bed of leaves. There were lit-Frequent visits of the parties-retiring from the blue-eyed blossoms, too, that kept reminding me of Rosie, and I was not sorry a lie under an oath! when the sun-set shadows lengthened, and we turned to go home.

We had gone down the hill, out of the woods, and crossed several rods of the mead ow land, when Kate said in a hoarse whisthing by the brook? Do you see it?"

We saw it, and hurried toward it. It was Rose. At first we thought she was dead .--Scarcely seemed the faintest breath to steal sleep. It was sometime before we succeeded chilled and stiffened by the subtile dampon. Mr. Byant, it is said, leaves the country ness of the meadow land atmosphere. She could not stand. How many times that

Mrs. Harrington met us at the door with discovered that her clothes were almost sat- tion, benefit him more than the truth." istes, he held some of those measures urated with moisture. "Kate, child, why don't you speak? Has Rose been in the

> "No ma'am; but she went into the meadow, and got to sleep, and we found her there

He may remain mute, but he Harrington's brown house that night. Very n them bootal" just as plainly tenderly was the suffering little Rose cra-

Go Buck, Rose; Your'e too Little ed, and her eyes sparkled with fever; her Letter of a Dying Wife to her The Workings of Mormonism. dimpled arms were tossed above her head, and every little while, between her moans, she would stretch out her hands towards

woods to hunt for strawberries. Oh! it was Three days passed-days of incessant such a delicious day in June. The birds watching and weariness-and toward even sang till the air was fairly vocal with their ing the little Rose opened her blue eyes afmelody, and all the green trees nodded their ter a restless slumber. She seemed much heads in approbation. The very brooks seem- better, and the mother glanced hopefully up

and danced along thorough the meadows, as "I cannot say she's better, madam. God if keeping time to a quickstep of the fairies. knows I wish I could, but Rose must die Annette Summers and I had been invited before midnight!" and the tears stood in glit-

The mother's grief was not noisy. She ton's old-fashioned, brown house fronted to- quietly lifted her darling from the bed, and ward the South. Behind it stretched a broad, sat down with her in her arms. Kate stood green meadow, famous for flowers and ber. by, sobbing, as if already the brand of Cain "P'ease, mamma," said the little one a

> length, "am I big enough to go to heaven!" "Yes; darling," was the tearful answer. "Jesus loves little children." "And, mamma, do you 'spose he'll forgive

> Katie, when you told me I musn't ever stay "Yes, my pet, the good Saviour will for

Rosie doesn't want to go to heaven, and

"I heard somebody say I must go, when here grand mother Harrington was wont to oh! such white, shining wings, and she sit, with her grey woolen knitting work .- stretched out her arms to take me, but I didn't Oh! what a treat we used to think it to spend go. I woke up just to kiss you, and sister once more. P'ease kiss me, Katie, 'Ittle Rose won't never be naughty any more up

ly-hocks, for our ludies' parasols, and tea-pots little coffin. The resebud opened its petals manu'actured of veritable poppy pods. "I on the bosom of Jesus. The little earth

#### The Boy on the Witness Stand

Judge Grosh, of Pennsylvania, communi cates the following to the Ambassader:

After the plea "not guilty" was entered sand things to vex me. There's Rose, for and the jury was sworn or affirmed, a small, instance. Mother expects me to be con- very intelligent looking boy was called to stantly taking care of her, and she's the the witness stand. The defendant's attorway, girls, let's start after those strawberries his age, &c. The attorney for the Commongent, and requested the court to examine his competency, and I proceeded very mildly:

> Judge-What is your name, my son? Boy- -- (Giving his nome very distinctly, which I do not now remember )

Judge-Where do you reside, tuy little

Judge-- Have you parent or parents alive Boy- One only; my mother. Judge-- Do you attend school, my son!

Boy-Yes, sir. Judge-I presume from your intelligence and praiseworthy conduct here that you will soon be allowed to attend the High School, assist your good mother.

This drew tears of pleasure to his eyes and he replied that by the favor of the School Directors he had attended the High School for the last six months.

Judge-How old are you, good boy! Boy-My mother says that on to morrow

I will be thirteen years old. Judge--Are you here to give evidence to the Court and Jury in this case, (aamed)! Boy-Yes, sir, if required so to do.

Judge- Do you know the solemnity of Boy-(Very modestly,) I think I do.

Judge-What will be your punishment,

Boy-I will be sent to the Penitentiary in that house overflowing with tears.)

Defendant's Attorney (frowning) - Boy, dried and hardened, per: "See there, girls, what is that white don't you know that if you tell a lie on your oath, when you die you will be endlessly ed over the whole empire, and, in addition to tortured in a fiery pool?

ment to speak the truth, and nothing but the They are generally employed by the State which was upon her mantel piece, and which any court of record in this State, then on from her parted lips, and the pulsations of truth; but that punishment can be avoided by in public works, or making roads and in reher heart were so weak you could scarcely a timely repentence; but repentance will pairing the banks of rivers. Their arms feel them. She was in a kind of trancelike avail nothing to keep me out of the peniten consist of subres, swords, muskets, pikes, clock. Judging from the time Snodgrass

you these excellent instructions? Boy-My mother, sir.

afternoon the little darling had begged us to son! May cur Heavenly Father bless you wear over all, and which is always of the the odor were perceived by Doctor Parmley. "make a chair" for her, with our hands, and both! Mr. Clerk, qualify the witness. He same color of the fing under which they How was the deed done! He had lit his we had answered that we couldn't stop. We has, in this examination, given as more commade one now. She twined her dimple mon sense information of the binding nature with or without a border. In times of war arms about our necks, and held on very tight, of judicial oaths than all the musty books in they receive helmets of iron, cuirassers that had admittance to the room enters, not in srms about our necks, and held on very tight, of justices are quilted and wadded, and shields of baubut she did'nt speak, except once, and then
the world could do. Repeal your laws for
she only said, "Ain't I most big enough,
the punishment of perjury, and false swear.

From the very commencement of a camthe moment of perjury and false swear.

From the very commencement of a camthe moment before puts the handkerchief half a life time in denouncing. His proud she only said, "Ain't I most big enough, the punishment of perjury, and false awear. boo wicker-work. honest person will speak the truth without paign the Chinese endeavor to get posses of which Doctor Francis speaks round his a wild look of alarm. "Good heavens, Kate!" an oath; but a dishonest one, were it not for a wild look of siarm. Good neavens, nate:

she exclaimed; "what's the matter with fear of immediate punishment, would never force or stategem. Ou Tee, the author of a right hand and drives the knife into his right set up the discharge of one individual as a treatise translated by Amiol, recommends shoulder. He rises from his chair, struggles set up the discharge of one individual as a convision be fined in any support of the same and the first or third section of this are the first or third section of this are the first or third section of the same and the first or third section of the same and the first or third section of the same and the first or third section of the same and the first or third section of the same and the first or third section of the same and the same an Rose?" And taking her in her arms, she testify truly, if a lie would, in his estima-

> OTTo twenty years, Ohio has increase d te value from \$89,000,000 to \$300,000,000. The debt is \$150,000,000.

> O'Madame Goldschmidt, nee Jenny Lind gave birth to a daughter on the 31st of March

Life consists not in mere existence, great number of fighting men, are incapable

The following most touching fragment of a letter from a dying wife to her husbandwas found by him some months after her death, between the leaves of a religious volume, which she was very fond of perusing. The letter, which was literally dim with tear marks, was written long before the hus band was aware that the grasp of a fatal disease had fastened upon the lovely form of his wife, who died at the early age of nine-

George, some day when you are turning over the relics of the past, I shall have passed away forever, and the cold white stone will be keeping its lonely watch over the lips you have so often pressed, and the sod will be growing green that shall hide forever from your sight the dust of one who has often nestled close to your warm heart. For many long and sleepless nights, when all beside my thoughts were at rest, I have wrestled with the consciousness of approaching death, until at last it has forced itself woon my mind; and although to you and to others it might now seem but the nervous imaginings of a girl, yet, dear George, it is sot-Many weary hours have I passed in the endeavor to reconcile myself to leaving youwhom I love so well, and this bright world of sunshine and beauty; and hard indeed it a to struggle on cilently and alone with the sure conviction that I am about to .leave alforever, and go down alone into the dark valley! 'But I know in whom I have believed,' and leaning upon His arm 'I fear no evil.' Do not blume me for keeping even all this from you. How could I subject you, of all others, to such sorrow as I feel at parting, when time will so soon make it apparent to you! I could have wished to live, If only to be, at your side when your time shall come, and pillowing your head upon my breast, wipe the death damps from your and son. Brigham Young, speaking once brow, and usher your departing spirit into its Maker's presence, embalmed in woman's holiest prayer. But it is not so to be- ples would be more fully taught and acted and I submit. Yours is the privilege or upon, and that children would be brought up watching, through long and dreary nights to regard each other as future partners, for be held and taken to have been made to or the spirit's final fight, and of transfer that thus the family would become more ring my sinking head from your breast to compact." my Sarier's bosom! And you shall share As "a case in point," we would mention my last thought; the last faint pressure of that some ten months since there was a man greatest little torment you ever saw. By the ney objected to his testifying an account of the hand, and the last feeble kies shall be at Liverpool, who held the office of counselor yours; and even when flesh and heart shall to the British Presidency, who, aided by the have failed me my eye shall rest on your authorities there and the emigration fund until glazed by death; and our spirit shall persuaded a family- father, mother and three hold one last fond communion, until gently daughters, the youngest in her teens-to lading from my view-the last of earth -you emigrate to Zion. They had been a highly shall mingle with the first bright glimpses respectable family, and their character was irof the unfading glories of that better world, reproachable. On arriving at their deetinawhere partings are unknown. Well do I tion, the missionary demanded the three officer of any bank, authorized by the laws days after such judgment was entered, which know the spot, dear George, where you will daughters in marriage, and the parents gave of this State to issue notes for circulation, motion shall be in writing, and sworn to by lay me; often have we stood by the place, a most reluctant consent. This man of and as we watched the mellow sun set as it God (as he styled himself) was married by and as we watched the mellow sun-set as it God (as he styled himself) was married by shall be presented to such person at the glanced in quivering flashes through the Brigham Young to these three on the same banking house of such bank for inspection. leaves, and burnished the grassy mounds day, and took them together, to his house. around as with stripes of burnished gold, where he had a young wife already, and each perhaps has thought that some d y one which house consisted of but one room for of us would come alone, and whichever it the accommodation of them all. In about a might be, your name would be on the stone. year one brought forth a daughter and an-But we loved the spot; and I know you will other a son. This caused him great rejoiceand become a useful man, and (if necessary) love it none the less when you are the same ing, as he said the sone would in time marry quiet sunlight linger and play among the the daughters, and thus inalienably become

#### Military Affairs in China.

es, Iam not lost but gone before:" "

The military forces in China are estimat-In their army, rank is hereditary. A sol- down by reason; for if men could reason, for her selfishness, and I know my own the obligations of a judicial outh, my son!— dier can retire from the service only when they would never become Mormons. his son is in a position to replace him; if he has no son of his own, he has the liberty to adopt one. It is allowable to enter the sermy dear boy, if you swear falsely or speak vice at as early an age as fifteen. Gunpowder has been in use among the Chinese from time immemorial; nevertheless the Chiness ing theory of the Burdell murder. It looks (weeping) and thus break my dear mother's artillery is far from being as perfect as that heart. (There were other eyes besides his of Europe. The balls originally used by the

> In time of peace, the soldiers are dispers-Boy-That would be an additional induce- portions of land that are allotted to them .bows and arrows. The Russian traveler. Judge-You are a noble boy! Who gave Timbowski, who visited a large portion of the Chinese empire, states that the soldiers, are clothed the same as the other inhabitants. Judge-Such a mother deserves such a with the exception of the tunic, which they tallies with the hour at which the light and

compences and punishments to the hearts." In the wars which they have waged against their neighbors, or the nations that they have subjugated, the Chinese hassoften been vio-

in the vicinity of the Great Salt Lake. We

"One of the most repulsive features of Mormonism is the proxy system. This is so fourteen of an act entitled "an act providing destructive to every good and honest feeling for the punishment of crimes," passed Marci that many stounch Mormonites reject it alhad a dog that believed it, he would shoot him. Nor will any reader be surprised if plain it briefly. When a married man is ever he may posess; to provide for and overlook the family, and to become pro-tempore

bushand of the wife." The ostensible reason for this arrange ment is to prevent the busband from "suffering any loss" during his missionary labors, since the greatness of his "future kingdom" depends upon the number of children he has here. To carry out this idea, the wife is handed over to a deputy husband, who maintains his position in the family till the husband returns. Base and immoral as this theory may be, it is strongly advocated by the leading men at Great Salt Lake. We

again quote the returned clergyman: man, and live with him as his wives; others where brother and sister are man and wife, be impr in the Tubernacle, said that he hoped the

grass that grows over your Mary's grave. I the foundation of his kingdom,

know you will go often alone there, when I This statement reads like a fable, and ye am laid there, and my spirit will be with you there is no state of facts more easily proved. then, and whisper among the waving branch. That such doetrines should exist in a Christian land, in the year of our Lord 1857, is amount of logic can account for. Mormonism is the great evil of the day. How it ed at more than eight hundred thousand men be put down by force, but it will not be put firm; and such composition or compromise to the state of the

#### Theory of the Bardell Murder.

District Attorney Hall, of New York, in his speech to the Jury, advanced the followto us quite reasonable:

"How care fully she prepares for the deed! Chinese artillery men were made of clay Sending the cook to bed, making sur, that or them from all and every individual liabil-Mr. Ullman would not be at home, discovering the hour at which the intended victim would return. The deed was done earlier their pay, they are at liberty to cultivate the than has been supposed. There was no clock in the house that night but Eckel's, so far as is proved, was not going. Every one got the time from her. She was the was out, and the way in which his time was afterward spent, from all the circumstances in the case, it was ten o'clock at the latest when they retired instead, of eleven. That seated himself at the desk. She who alone ing will be uncommon as it is now rare. An From the very commencement of a cam- the moment before, puts the handkerchief paign the Chinese endeavor to get posses of which Doctor Francis speaks round his from availing themselves of any defence sion of the hostile commanders, either by neck, presses the Adam's apple with the that would have been available had not this that the drums and the cymbals should be half strongled for the door, and, with the carving-confided to the most vallant warriors that devilish eyes upon him, with the carving-charged: Provided, that the discharge of can be found—"For the trums and cym-knife, used in every household, the fatal appear that all were intended to the devilish eyes upon him, with the carving-charged: Provided, that the discharge of any such coparties shall be deemed a pay-ment of the creditor equal to the proportionthe flage and the standards to the eyes, re- heap, and she calmly lays him out as he was

#### LAWS OF OHIO.

"an act providing for the Punishment of Crimes," passed March 7, 1835. SECTION 1. Be it enacted by the General Assembly of the State of Ohio, That section ately on its passage.

N. H. VAN VORHES

seventh, eighteen hundred and thirty five, be that many staunch Morssonites reject it al-together. I heard one of the oldest disci-ples say, that nothing on earth would ever persuade him to believe in it, and that if he break and enter into any dwelling house, kitchen, smoke house, shop, office, store mill, pottery, factory, water craft, school he knows what it is. I will endeavor to ex- house, church or meeting house, barn or stahouse, church or meeting house, barn or sta-ble, with intent to kill, rob, commit a rape, or with intent to steal property of any value, or injure to the amount of one hundred do called by conference to a foreign mission, or with intent to steal property of any value, he has the privilege, as they call it, before this act, or the act to which this is amendaleaving home, of choosing some one to take tory; every person so offending shall be the over sight of his cattle, goods, and whattion thereof, shall be imprisoned in the penitentiary, and kept at hard labor not more

than ten, nor less than one year. SEC. 2. That the original section four-teen of the act aforesaid be and the same is

Speaker of the House of Representatives THOMAS H. FORD, President of the Senate.

Dated April 3J, 1857.

"But there is something more fearful and paralizing than all I have yet narrated. I mean the fearful sin of incest, which is so corruptly depose, affirm or declare any matintimately and closely connected with poly- ter to be fact, knowing the same to be false; ed or destroyed. gamy. I could particularize instances where mother and daughter are married to the same person so offending shall be deemed guilty person so offending shall be deemed guilty Common Pleas of the proper county; and of perjury, and on conviction thereof shall this act shall be in force from and after its be imprisoned in the penitentiary and kept passage. than one year. This act shall apply to all proceedings to procure any paper or papers day was not far distant when these princi- of naturalization, and every such willful and corrupt falsehood, deposed, affirmed, or declared, on oath or affirmation, in the manner before stated, in any such proceedings, shall procure and acquire the right to vote within this State. This act to take effect from its

N. H. VAN VORHES. the House of Representatives. THOMAS H. FORD, President of the Senate.

bank notes. Assembly of the State of Ohio, That it shall ditions. be lawful for any cashier, president, or other whenever any counterfeit note or notes, purporting to have been issued by such bank, payment, or redemption, to write in a boldand across the face of such note or notes the word "Counterfeit," and sign his name

N. H. VAN VORHES. Speaker of the House of Representatives. THOMAS H. FORD, President of the Senate.

For the relief of Partners and Joint Debtors. SECTION 1. Be it enacted by the General any copartnership firm shall be dissolved, by one of those peculiar monstrusities which no may be lawful for any one or more of the individuals who was or were embraced in such consertnership firm, to make a separate composition or compromise with any one or can be got rid of, is difficult to say. It may all of the creditors of such copartnership debtor or debtors making the same, and to them only, of and from al! and every liability to the creditor or creditors with whom the same is made or incurred by reason of his or their connection with such copartnership firm, according to the terms of such compro-

> making such composition or compromise, may take from the creditor or creditors with or's right of recovery against him or them and if such liability shall be by judgment is production to and filing with the clerk of birds of prev. such court, the said note or memorandum in writing, such clerk shall discharge such judg ment of record so far as the said compromis ing debtor or debtors shall be concerned. SEC. 3. Such compromise or composi-tion with an individual member of a firm shall not be so construed as to discharge the other conartners, nor shall it impair the right of the creditor to proceed against the members of such copartnership firm as have not been discharged. And the member or members of such copartnership firm so proany demand against said creditor or creditors which could have been set off had such suit discharge of the other copartners, unless it conviction, be fined in any sum as

SEC. 5. The above provisions in An English clergyman, who left England to join the Mormons, returned to London in September last. He has published a volume giving his opinion of the saints found in of the individual so compromising, above provided in reference to cope Szo. 6. This act shall take effect if

Speaker of the House of Representative THOMAS H. FURD, President of the Sanal

Columbus, April 8, 1857.

AN ACT [No 94.] For the puishment of the crime of malicions

Section 1. Be it enacted by the Ga lars, any personal property of any dest tion whatsoever, or any building or of structure upon land of any kind whatsoe owned by any other person or persons, poration or association of persons, ex-person so offending shall be deemed gr of a misdemensor, and upon conv. thereof, shall be punished by confinemen the penitentiary and kept at hard labor for any period not less than one, nor more than

three years; and moreover be liable to the

party injured in double the amount of damages sustained thereby. Sec. 2. That if any person shall wilful-Dated April 3J, 1857.

[No. 72] AN ACT

Further to preserve the purity of elections.

Section 1. Be it enacted by the Gereral Assembly of the State of Ohio, That every person who, on oath or effication, in or before any count within this State, or officer

> SEC. 3. That all prosecutions under this ect shall be by indictment in the Court of

N. H. VAN VORHES, of the House of Representatives, THOMAS H. FORD,

President of the Senate.

[No. 105.] AN ACT tled "an act of jurisdiction of Justices of the Peace, and of the duties of Constables in civil cases," passed March 14th, 1853. Section 1. Be if enacted by the General Assembly of the State of Ohio, That the 106th section of the act entitled "an act of the jurisdiction of Justices of the Peace and of the March 14th, 180a, of the judgmen as follows: Section 106. When judgmen as follows: shall have been rendered against a defend-ant in his absence, the same may be set aside by the justice upon the following con-

the defendant, his agent or attorney-setting forth a good and sufficient reason for the absence of the defendant.

2. That he pay, or confess judgment fo

the costs awarded against him.

3. That he notify in westing the opportunity in the opportunity party, his agent or attorney—or cause it to be done—of the opening of such ladgment and of the time and place of trial, at least five days before the time if the party resident in the county; and if he be not a resident the county, by leaving a written notice there of at the office of the Justice ten days before the trial, provided that the judgment shal not be set aside more than once on account

of the ebsence of the defendant. SEC. 2. That original section 106 of the act to which this is an amendment be, and the same is hereby repealed. Sec. 3. This act to be in force from its

N. H. VAN VORHES. Speaker of the House of Representative THOMAS H. FORD, President of the Senate

[No. 107.] AN ACT To prevent the killing of birds and other

game,
SECTION 1. Be it enacted by the General
Assembly of the State of Chio, It shall
be unlawful for any person, at any time, to kill or injure or to pursue with such intent-SEC. 2. Every such debtor or deators on the premises of another, or on the public whom he may make the same, a note or memorandum in writing, exonerating him or them from all and every individual liability incurred by reason of such connection with such copartnership firm; which note or memorandum may be viven in critical and such intent. pursue with such intent, any Dive, wild Rabbit or Hare, Yellow Hammer or Flicker, except on the premises of the person so killing, injuring or pursuing: Provided that nothing herein shall be held to prevent the killing or capture of Crows, Black birds, or

with such intent, any wild Turkey, Qua or Virginia Partridge, ruffed Grouse or Phes-sant, Pinnate Grouse or Prairie Chicker Woodcock or wild Deer; or at any time a ter the first day of May and before the fi wild Duck; or to have in his posse expose to sale, any of the birds mentioned in this act during the set the killing, injuring or pursuing of the